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Attorneys for Defendants

RIMINI STREET, INC. and SETH RAVIN

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ORACLE USA, INC., a Colorado corporation;
ORACLE AMERICA, INC., a Delaware
corporation; and ORACLE INTERNATIONAL
CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC. , a Nevada corporation;
SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-0106-LRH-PAL

**DEFENDANTS' ADMINISTRATIVE
MOTION TO PERMIT DEFENDANTS
TO FILE UNDER SEAL CERTAIN
EXHIBITS TO THE DECLARATION
OF ROBERT H. RECKERS**

I. INTRODUCTION

Defendants Rimini Street, Inc., and Seth Ravin (collectively, “Defendants”) respectfully request that the Court order the Clerk of the Court to file the following documents under seal:

1. A document produced by Rimini in this litigation bearing Bates labels RSI01990917-918 (**Exhibit A**);
2. A document produced by Rimini in this litigation bearing Bates labels RS104807259-61 (**Exhibit B**);
3. A document produced by Rimini in this litigation bearing Bates label RSI06276320 (**Exhibit C**);
4. A copy of relevant excerpts from the deposition of Krista Williams, a Rimini witness produced in response to Oracle’s deposition notice served on September 28, 2011, taken on October 5, 2011 (**Exhibit D**);
5. A copy of relevant excerpts from the deposition of J.R. Corpuz, a Rimini witness produced in response to Oracle’s deposition notice served on February 8, 2011, taken on March 15, 2011 (**Exhibit H**); and
6. A copy of relevant excerpts from the deposition of Seth Ravin, a witness produced on July 10, 2010 in response to an Oracle deposition notice served in connection with the *Oracle Corp. et al v. SAP, AG* litigation (**Exhibit L**).

Placeholders for these documents were lodged with the Court on November 4, 2011. This request is made pursuant to Federal Rules of Civil Procedure 5.2 and 26(c) and the Stipulated Protective Order entered by the Court on May 21, 2010 [Docket No. 55] (“Protective Order”).

II. ARGUMENT

Parties requesting to file documents under seal may overcome the presumption of public access by showing of good cause under Rule 26(c). “The law . . . gives district courts broad latitude to grant protective orders to prevent disclosure of materials for many types of information, including, but not limited to, trade secrets or other confidential research, development, or commercial

1 information. *See* Fed. R. Civ. P. 26(c)(7).” *Phillips ex rel. Estates of Byrd v. Gen. Motors Corp.*,
2 307 F.3d 1206, 1211 (9th Cir. 2002).

3 Good cause exists for filing the above listed documents under seal. They have been
4 designated as Confidential or Highly Confidential or they contain content that has been designated as
5 Confidential or Highly Confidential under the terms of the Protective Order. By openly filing the
6 remaining exhibits and documents that do not require confidentiality without seal, Defendants’
7 request is narrowly tailored. Because the above listed documents contain information designated as
8 either “Confidential” or “Highly Confidential—Attorney Eyes Only,” good cause exists to permit a
9 sealing order. *See, e.g., Pacific Gas and Elec. Co. v. Lynch*, 216 F. Supp. 2d 1016, 1027 (N.D. Cal.
10 2002).

11 III. CONCLUSION

12 For the foregoing reasons, Defendants respectfully requests that the Court find that good
13 cause exists to file under seal Exhibits A, B, C, D, H, and L. A Proposed Order is submitted with
14 this Motion.

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16 DATED: November 4, 2011 SHOOK, HARDY & BACON

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18 By: /s/ Robert H. Reckers
19 Robert H. Reckers, Esq.
20 Attorney for Defendants
21 Rimini Street, Inc. and Seth Ravin
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